

48A C.J.S. Judges § 6

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Judges

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I. In General

A. Definitions and Distinctions

1. In General

§ 6. Other terms

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West's Key Number Digest

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Several other terms are proper names for judges or justices, including chancellor and circuit judge.

A chancellor is the name given, in some jurisdictions, to a judge of the court of chancery.¹ Originally, a chancellor was an ecclesiastic and the keeper of the king's conscience and was the guardian of all infants.² A common pleas judge is the officer who presides over a court of common pleas.³

A circuit judge is a judge of a circuit court,⁴ whereas a district judge is the judge in a federal or state judicial district.⁵ The designation of a judge, in general terms, as a United States judge, is an apt and sufficient description of a judge of a court of the United States.⁶

A trial judge is the judge before whom a cause is tried.⁷ Such term is used most commonly on appeal from the judge's rulings.⁸ A judge authorized by law to hold a court which is a court of record is a judge of a court of record.⁹

Other words or phrases which have received judicial recognition include additional judge,¹⁰ judicial officer,¹¹ and judge at chambers.¹² A judge at chambers is simply a judge of a court of record acting out of court.¹³

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Footnotes

- 1 Black's Law Dictionary (9th ed.).
- 2 Or.—*Butterick v. Richardson*, 39 Or. 246, 64 P. 390 (1901).
- 3 Ohio—*Slaughter v. State*, 18 Ohio App. 311, 1924 WL 2152 (4th Dist. Athens County 1924).
- 4 Iowa—*Crozier v. Lyon*, 72 Iowa 401, 34 N.W. 186 (1887).

Judge of municipal court not a circuit judge
Mich.—*Dunham v. Tilma*, 191 Mich. 688, 158 N.W. 216 (1916).
- 5 Black's Law Dictionary (9th ed.).
- 6 U.S.—*Fong Yue Ting v. U.S.*, 149 U.S. 698, 13 S. Ct. 1016, 37 L. Ed. 905 (1893).
- 7 Black's Law Dictionary (9th ed.).
- 8 Black's Law Dictionary (9th ed.).
- 9 Tenn.—*Agricultural Ins. Co. v. Holter*, 201 Tenn. 345, 299 S.W.2d 15, 69 A.L.R.2d 1292 (1957).

Invested with some attributes of sovereignty
Mo.—*Pogue v. Swink*, 365 Mo. 503, 284 S.W.2d 868 (1955).
- 10 U.S.—*Birch v. Steele*, 165 F. 577 (C.C.A. 5th Cir. 1908).
- 11 **Nominated and appointed by governor**
N.H.—*In re Opinion of the Justices (Recommendations of Marital Masters)*, 155 N.H. 524, 924 A.2d 377 (2007).
- 12 S.C.—*Appleby v. South Carolina & G.R. Co.*, 58 S.C. 33, 36 S.E. 109 (1900).
- 13 Ga.—*Chapman v. Chattooga Oilmill Co.*, 22 Ga. App. 446, 96 S.E. 579 (1918).